

FILED

JUN 02 2015

SECRETARY, BOARD OF
OIL, GAS & MINING

**BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF NEWFIELD PRODUCTION COMPANY FOR AN ORDER EXTENDING THE BOARD'S ORDERS ENTERED IN CAUSE NOS. 139-8 AND 139-84 TO ESTABLISH SECTIONAL DRILLING UNITS AND AUTHORIZE UP TO FOUR PRODUCING WELLS (WHETHER ALL VERTICAL, ALL HORIZONTAL, OR A COMBINATION OF BOTH) PER SECTIONAL DRILLING UNIT SO ESTABLISHED OR PREVIOUSLY ESTABLISHED FOR THE PRODUCTION OF OIL, GAS AND ASSOCIATED HYDROCARBONS FROM THE LOWER GREEN RIVER AND WASATCH FORMATIONS UNDERLYING THE "CENTRAL BASIN AREA," COMPRISED OF VARIOUS SECTIONS WITHIN TOWNSHIPS 2 SOUTH, RANGES 1 THROUGH 4 WEST, USM, 3 SOUTH, RANGES 1 THROUGH 4 WEST, USM, AND 4 SOUTH, RANGES 3 AND 4 WEST, USM, DUCHESNE AND UINTAH COUNTIES, UTAH

***EX PARTE* MOTION FOR
ORDER CORRECTING
FINDINGS OF FACT,
CONCLUSIONS OF LAW AND
ORDER**

Docket No. 2012-013

Cause No. 139-90

COMES NOW, Newfield Production Company ("Newfield"), acting by and through its attorneys, MacDonald & Miller Mineral Legal Services, PLLC, and *ex parte* requests the Utah Board of Oil, Gas and Mining (the "Board") to issue an order correcting a scrivener's error contained in the Board's Findings of Fact, Conclusions of Law and Order entered on May 9, 2012 in this Cause. Specifically, on April 9, 2012, Newfield filed a Modification of its Request for Agency Action to remove Sections 34

and 35 of Township 3 South, Range 2 West, USM, per an agreement it had reached with QEP Energy Company, a larger unleased mineral interest owner in these two sections. While the Order contains a reference to said Modification on Page 2, said Sections 34 and 35 were, presumably due to inadvertent scrivener oversight, nevertheless erroneously included in the definition of the "139-8 Extension Lands" contained in Findings of Fact No. 5. As a consequence, the Order, as it currently reads, mistakenly subjects said Sections 34 and 35 to its terms, contrary to the Modification and the record for this Cause. This error was recently discovered in connection with Newfield's Request for Agency Action filed May 10, 2015 in Cause No. 139-134.

Newfield therefore respectfully requests the Board enter an Order retroactively correcting and clarifying the May 9, 2012 Order as follows:

Findings of Fact No. 5 on Page 7 - The description of the Township 3 South, Range 2 West, lands in the definition of the "139-8 Extension Lands" should instead be as follows:

Township 3 South, Range 2 West, USM

Sections 4-9, 16-33 and 36 inclusive

A proposed conforming order is attached hereto.

Respectfully submitted this 2nd day of June, 2015.

**MACDONALD & MILLER
MILLER LEGAL SERVICES, PLLC**

By: 

Frederick M. MacDonald, Esq.

7090 S. Union Park Avenue, Suite 400
Midvale, UT 84047
Telephone: (801) 676-0050
Facsimile: (801) 676-0051
E-Mail: fred@macmillerlegal.com

Attorneys for Newfield Production
Company

FMM/mhk
2000.00

**BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF NEWFIELD PRODUCTION COMPANY FOR AN ORDER EXTENDING THE BOARD'S ORDERS ENTERED IN CAUSE NOS. 139-8 AND 139-84 TO ESTABLISH SECTIONAL DRILLING UNITS AND AUTHORIZE UP TO FOUR PRODUCING WELLS (WHETHER ALL VERTICAL, ALL HORIZONTAL, OR A COMBINATION OF BOTH) PER SECTIONAL DRILLING UNIT SO ESTABLISHED OR PREVIOUSLY ESTABLISHED FOR THE PRODUCTION OF OIL, GAS AND ASSOCIATED HYDROCARBONS FROM THE LOWER GREEN RIVER AND WASATCH FORMATIONS UNDERLYING THE "CENTRAL BASIN AREA," COMPRISED OF VARIOUS SECTIONS WITHIN TOWNSHIPS 2 SOUTH, RANGES 1 THROUGH 4 WEST, USM, 3 SOUTH, RANGES 1 THROUGH 4 WEST, USM, AND 4 SOUTH, RANGES 3 AND 4 WEST, USM, DUCHESNE AND UINTAH COUNTIES, UTAH

**ORDER GRANTING
EX PARTE MOTION AND
CORRECTING FINDINGS OF
FACT, CONCLUSIONS OF LAW
AND ORDER**

Docket No. 2012-013

Cause No. 139-90

The Board of Oil, Gas and Mining, having fully considered Newfield Production Company's ("Newfield's") *Ex Parte* Motion for Order Correcting Findings of Fact, Conclusions of Law and Order filed on June 2, 2015, and finding good cause therefor, hereby grants said Motion. The description of the Township 3 South, Range 2 West, USM, lands in the definition of the "139-8 Extension Lands" contained in Findings of

Fact No. 5 on Page 7 of the Board's Findings of Fact, Conclusions of Law and Order entered May 9, 2012 in this Cause is hereby changed to read:

Township 3 South, Range 2 West, USM

Sections 4-9, 16-33 and 36 inclusive.

For all purposes, the Chairman's signature on a faxed copy of this Order shall be deemed the equivalent of a signed original.

Dated this ____ day of June, 2015, but effective for all purposes as of May 9, 2012.

**STATE OF UTAH
BOARD OF OIL, GAS AND MINING**

By: _____
Ruland J. Gill, Jr., Chairman

2000.00